

**23102. Cookies and flour.** (F. D. C. No. 38551. S. Nos. 16-435 M, 24-745 M.)

INFORMATION FILED: 11-30-55, W. Dist. Wash., against American Biscuit Co., Div. of Weston Biscuit Co., Inc., Tacoma, Wash.

ALLEGED VIOLATION: Between 6-14-55 and 8-12-55, while a quantity of yellow corn flour was being held for sale after shipment in interstate commerce, the defendant caused the article to be placed in a building that was accessible to rodents and to be exposed to contamination by rodents, which acts resulted in the article being adulterated.

The information alleged also that, on 4-18-55, the defendant shipped adulterated cookies from Washington to Oregon.

LABEL IN PART: (Pkg.) "Eclairs ABO 14 oz. Net Weight American Biscuit Company Tacoma - Washington."

CHARGE: 402 (a) (3)—contained rodent hairs and rodent excreta; and 402 (a) (4)—prepared or held under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 5-1-56. \$1,000 fine, plus costs.

**CORNMEAL****23103. Cornmeal.** (F. D. C. No. 38916. S. No. 32-532 M.)

QUANTITY: 10 100-lb. bags at Philadelphia, Pa.

SHIPPED: 8-12-55 and 10-3-55, from Nappanee, Ind.

LIBELED: 1-17-56, E. Dist. Pa.

CHARGE: 402 (a) (3)—contained insects while held for sale.

DISPOSITION: 2-15-56. Default—destruction.

**FLOUR\*****23104. Flour.** (F. D. C. No. 39013. S. No. 31-289 M.)

QUANTITY: 371 100-lb. bags, 10 50-lb. bags, 823 25-lb. bags, and 30 5-lb. bags at Cincinnati, Ohio, in possession of Central Sales Co.

SHIPPED: On various dates, from outside the State of Ohio.

LIBELED: 3-29-56, S. Dist. Ohio.

CHARGE: 402 (a) (3)—contained insects and insect parts; and 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 4-19-56. Consent—claimed by Central Sales Co. and denatured.

**23105. Flour.** (F. D. C. No. 38926. S. No. 27-829 M.)

QUANTITY: 35 50-lb. bags at Morganton, N. C., in possession of Economy Wholesale Co.

SHIPPED: 11-1-55, from Johnson City, Tenn.

LIBELED: 1-24-56, W. Dist. N. C.

CHARGE: 402 (a) (3)—contained rodent urine; and 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 4-12-56. Default—destruction.

**23106. Flour.** (F. D. C. No. 38991. S. No. 49-424 M.)

QUANTITY: 15 100-lb. bags at Worcester, Mass., in possession of Quarforth & Son Baking Co.

\*See also Nos. 23102, 23114.

SHIPPED: 12-20-55, from Red Wing, Minn.

LIBELED: 3-14-56, Dist. Mass.

CHARGE: 402 (a) (3)—contained rodent urine; and 402 (a) (4)—held under insanitary conditions.

DISPOSITION: 4-23-56. Default—destruction.

23107. Rice flour and cocoa powder. (F. D. C. No. 38690. S. Nos. 16-929 M, 16-933 M.)

QUANTITY: 8 100-lb. bags of rice flour and 20 100-lb. bags of cocoa powder at Richmond, Va.

SHIPPED: Between 11-12-54 and 8-3-55, from Indianapolis, Ind., Camden, N. J., and Memphis, Tenn.

LIBELED: On or about 11-17-55, E. Dist. Va.

CHARGE: 402 (a) (3)—contained insects while held for sale.

DISPOSITION: 1-18-56. Default—destruction.

#### MISCELLANEOUS CEREALS AND CEREAL PRODUCTS

23108. Barley. (F. D. C. No. 39097. S. No. 40-381 M.)

QUANTITY: 95,000 lbs. at Minneapolis, Minn.

SHIPPED: 3-12-56, from Courtenay, N. Dak., by Courtenay Farmers Co-op. Association.

LIBELED: 3-26-56, Dist. Minn.

CHARGE: 402 (a) (2)—the article was a raw agricultural commodity and contained, when shipped, a pesticide chemical, namely, a mercurial compound, which is unsafe within the meaning of 408 (a) since no tolerance or exemption from the requirement of a tolerance for such pesticide chemical on barley has been prescribed by regulations.

DISPOSITION: 4-3-56. Consent—claimed by Courtenay Farmers Co-op. Association. Segregated, 18,610 lbs. destroyed.

23109. Unpopped popcorn. (F. D. C. No. 38977. S. No. 49-423 M.)

QUANTITY: 191 cases, 12 2-lb. bags each, at Boston, Mass.

SHIPPED: 11-18-55, from Middlebury, Ind.

LIBELED: 3-7-56, Dist. Mass.

CHARGE: 402 (a) (3)—contained insects while held for sale.

DISPOSITION: 4-16-56. Default—consumption by animals.

23110. Unpopped popcorn. (F. D. C. No. 38849. S. No. 40-518 M.)

QUANTITY: 338 5-lb. bags at Minneapolis, Minn.

SHIPPED: 1-5-56, from Sioux City, Iowa, by Robb-Ross Co.

LABEL IN PART: (Bag) "Robb-Ross Brand \* \* \* Hybrid Pop Corn."

LIBELED: 2-14-56, Dist. Minn.

CHARGE: 402 (a) (3)—contained rodent excreta, rodent urine, rodent-gnawed kernels, insect parts, and insect-damaged kernels when shipped.

DISPOSITION: 4-5-56. Default—consumption by animals.

23111. Unpopped popcorn. (F. D. C. No. 39080. S. No. 26-675 M.)

QUANTITY: 109 5-lb. bags at Minneapolis, Minn.